

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ESTATE OF JAMES OSCAR SMITH and  
HEBREW HUSTLE, INC.,

**Case No. 14-cv-2703 (WHP)(RLE)**

Plaintiffs,

**NOTICE OF MOTION**

v.

CASH MONEY RECORDS, INC. *et al.*,

Defendants.

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AUBREY DRAKE GRAHAM,

Counterclaim Plaintiff,

v.

HEBREW HUSTLE INC.,

Counterclaim Defendant,

and

STEPHEN HACKER,

Additional Counterclaim Defendant.

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PLEASE TAKE NOTICE that upon the Declarations of Stephen Hacker and Anthony Motta, both dated January 12, 2018, and the Exhibits attached thereto, Counterclaim-Defendants' Rule 56.1 Statement of Undisputed Facts, the Memorandum of Law in Support of the Motion, and upon all prior pleadings and proceedings heretofore had herein, the Counterclaim-Defendants, HEBREW HUSTLE, INC. and STEPHEN HACKER, will move this Court before the Honorable William H. Pauley III, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, pursuant to Fed. R. Civ. P. 12 (c) seeking dismissal of the Second, Third and Fourth Counterclaims alleged in the First Amended Answer of the Counterclaim-Plaintiff,

Aubrey Drake Graham, for failure to state a claim, or in the alternative, for summary judgment pursuant to Fed. R. Civ. P. 56 dismissing such claims, and for summary judgment dismissing the First Counterclaim, together with such other and further relief as this Court deems necessary and appropriate.

Dated: New York, New York  
January 12, 2018

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ANTHONY MOTTA (AM-1648)  
50 Broadway #800  
New York, NY 10004  
Telephone: (212) 791-7360  
Facsimile: (212) 791-7468  
*Attorneys for Counterclaim-Defendants,  
Hebrew Hustle, Inc. and Stephen Hacker*

TO: MITCHELL SILBERBERG & KNUPP LLP  
12 East 49th Street, 30th Floor  
New York, NY 10017-1028

*Attorneys for Counterclaim-Plaintiff,  
Aubrey Drake Graham*